



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of

: Customer Number: 41552

Border, Wayne A., et al.

: Confirmation Number: 6468

Application No.: 08/349,479

: Tech Center Art Unit: 1644

Filed: December 02, 1994

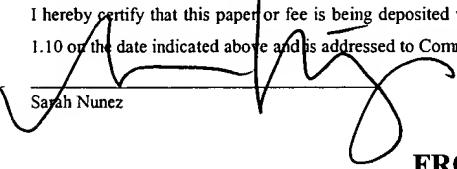
: Examiner: Phillip Gambel

For: INHIBITING TRANFORMING GROWTH FACTOR β TO PREVENT ACCUMULATION OF EXTRACELLULAR MATRIX

CERTIFICATE OF MAILING BY EXPRESS MAIL(37 CFR § 1.10)

"Express Mail" Mailing Label Number EV 603380865 US

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on Dec 28, 2004.


Sarah Nunez

**NOTICE OF APPEAL
FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

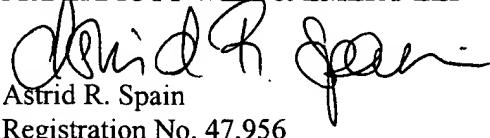
Applicant hereby appeals to the Board of Appeals from the decision dated June 29, 2004, of the Primary Examiner finally rejecting claim 35.

Appeal Fee: **\$250.00**

- Not required (fee paid in prior appeal in this application).
- Charge to Deposit Account No. 502624.
- Check Enclosed.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP


Astrid R. Spain
Registration No. 47,956

01/03/2005 MMEKONEN 00000014 502624 08349479
02 FC:2401 250.00 DA

4370 La Jolla Village Drive, Suite 700
San Diego, CA 92122
Phone: 858.535.9001 ARS:cej
Facsimile: 858.597.1585
Date: December 28, 2004

**Please recognize our Customer No. 41552 as
our correspondence address.**